

Date Received:

Town Clerk:



**NOTICE OF DECISION**  
**Number: 08-05**

**Date of Application:** June 18, 2008

**Subject of Appeal:** The application of Robert F. Raffi for an Appeal of the decision made by the Ashburnham Building Commissioner, referencing Section 5.14, *Common Driveways*, and Subsection 5.14.2.5 of the Ashburnham Zoning Bylaws, requesting to gain access to a lot by way of an easement over an abutting lot and all other necessary zoning relief on the property located at Lots 1 and 2 Wilker Road, Map 40, Parcel 11 in the RB District.

**Date of Hearing (Closed):** September 17, 2008

**Date of Decision:** September 17, 2008

**Decision:** The Board had a Finding that Section 5.14 and 5.14.2.5 do not apply and that an Accessory Use Variance and a Dimensional Regulation Variance under section 4.2 may be sought. A Use Variance and a Dimensional Variance were granted by the Board. Variances granted per plan presented to the Board at the time of Hearing.

**Basis for Decision:** The granting of the Variances meet all criteria as outlined for a Variance.

**Vote of the Board:**

Unanimous to Grant: David Perry, Chair

Joseph Daigle

Terry Girouard

Cheryl Anderson

Against:

Donna Brooks

Notice: Any decision of the Board of Appeals may be appealed to the Superior Court of Worcester County within 20 days by the Applicant, Town Boards or Officers, or any person aggrieved by the decision. Appeal may also be made in Fitchburg District Court.

After the 20 days appeal period, if no appeals have been filed, this decision must be recorded with the Registry of Deeds.